

1 COMMISSIONER DOBSON: Thank you, Madam Chair. The list
2 is familiar from yesterday, because as I said, a lot of this
3 comes out of, or some of it comes out of the discussion of each
4 of these items.

5 The first being that ATM and credit machines should be
6 removed from gambling premises to deter problem and pathological
7 gambling. Debit machines would still be available.

8 CHAIR JAMES: Discussion? Hearing none, that is going
9 to be the --

10 COMMISSIONER BIBLE: When you say gambling premises,
11 are you talking about gambling facilities, or are you talking
12 about the whole facility? At least if you look at the pattern in
13 Las Vegas you will find that the income from casinos, the
14 non-casino incomes are beginning to exceed the casino incomes in
15 a lot of the casinos because of retail sales, because of
16 merchandise sales, and things of that nature.

17 Now, we interpret a premise fairly broadly, the entire
18 facility. And I think in narrowing this down to simply gaming
19 floors, or floors where gaming is available, I suspect you are
20 going to pick up some support.

21 COMMISSIONER DOBSON: Well, I would certainly -- I feel
22 good about that. Obviously the broader it could be the more I
23 would like it, but I would be pleased if I got the support for
24 removing them from the floor.

25 CHAIR JAMES: Jim, I think in looking at the definition
26 of premise if by that you mean shopping area, because it is
27 located in the casino, you would lose me. If you want to say the
28 floor of the casino, I'm there with you.

1 COMMISSIONER BIBLE: Because a lot of people, myself
2 included, use these machines really for commercial banking
3 purposes in a number of casino areas.

4 CHAIR JAMES: Is that what you meant, though, the floor
5 of the casino, or just in the entire building?

6 COMMISSIONER DOBSON: Let's limit it to the floor.

7 COMMISSIONER BIBLE: And as I indicated yesterday, at
8 least I'm aware of one state that the legislature had processed
9 the legislation forward, I believe it was the state of Iowa, for
10 accomplishing this particular recommendation. For unrelated
11 reason the Governor apparently vetoed that bill. I haven't
12 followed that issue since that time.

13 And they admitted, at least during the course of their
14 debate, that they had no testimony that indicated that this
15 recommendation would be helpful or not, but I think they acted
16 more on intuition, let's remove the access or availability of
17 cash from the gaming floor, and it can be helpful.

18 And at least my sense would tell me that that has some
19 merit.

20 COMMISSIONER DOBSON: Well, obviously, our concern is
21 that people get carried away, and begin to spend money, which
22 they should not. The more it is available to them, the more
23 likely they are to make that mistake.

24 COMMISSIONER MOORE: I'm happy to get into the -- so
25 many themes in the gaming floor. You would gain a lot of
26 opposition if you remove it from the premises, I think that you
27 would get a lot of opposition not perhaps from some of these
28 members, than from the gaming industry, but also the banking
29 industry. The banks make a tremendous amount of money on these
30 machines.

1 COMMISSIONER DOBSON: I'm sure they do.

2 CHAIR JAMES: But it seems to me that I hear some
3 consensus building around the floor, as opposed to the premise.

4 COMMISSIONER LEONE: I will offer one piece of evidence
5 that I think is not directly analogous, but might have some
6 implications.

7 The Brady Commission, which was established after the
8 1987 stock market crash, and I was working for Nick Brady at the
9 time, quite carefully looked at the question of what was
10 generally called sand in the wheels, during periods of irrational
11 behavior on the stock market, making it more difficult for
12 transactions to take place as quickly as they normally would,
13 because they were being fed by a mass psychology and came up with
14 what are called circuit breakers, which are literally, under
15 certain conditions, following the New York Stock Exchange trading
16 is halted for a period.

17 And I think the -- as a rational foundation for Jim's
18 suggestion in that making it a little more difficult, forcing
19 people to pause and go ahead, under conditions where somebody is
20 acting in the excitement of the moment, it seems to me is a
21 worthwhile goal, and has -- it has worked out actually quite well
22 for the stock market in terms of slowing things down in bad days.

23 It obviously also means additional inconvenience for
24 the people who just happen to come and be short of cash. But I
25 think that is a reasonable trade-off for us to make, and I think
26 this is a proposal that sensible people could agree to.

27 I'm sure that brokers, and registered representatives,
28 would prefer that there were not time outs and circuit breakers,
29 because they keep generating commissions just as the banks would
30 like to generate commissions.

1 But I think anything that breaks the moment; my guess
2 is that those moments in a gambling floor are often quite like
3 the moments on the trading floor, when people are desperately
4 chasing something.

5 And I think it is a good idea, and I support it.

6 CHAIR JAMES: Great. Any other --

7 COMMISSIONER MCCARTHY: I agree with what I think Dr.
8 Dobson is after here. It is sort of a stated objective, and not
9 in the language that I assume Dr. Dobson would hope might find
10 its way into the final report.

11 COMMISSIONER DOBSON: That is true of all of these, as
12 a matter of fact.

13 COMMISSIONER MCCARTHY: So do I understand the process
14 here, Madam Chair, to be that we sort of, in a general way,
15 endorsing an objective, and then the final report subcommittee
16 with the staff will write up the specific language?

17 CHAIR JAMES: That is casino.

18 COMMISSIONER MCCARTHY: And I think it is important to
19 cite the rationale for each of these, and Richard just cited the
20 rationale in his analogy to the stock market, which is to assure
21 a cooling off period, so that the gambler who might be losing and
22 want to chase his money will have -- can't easily obtain more
23 money at an approximate machine.

24 So while we talk about floor versus premises and so on,
25 this has got to be defined in a way so that it achieves that
26 objective. And in conversations many months ago on this subject
27 inside the research subcommittee, I think that is what we were
28 talking about.

29 Is that what you had in mind, Dr. Dobson?

30 COMMISSIONER DOBSON: That is what I had in mind, yes.

1 COMMISSIONER MCCARTHY: So the definition will be
2 driven by whether or not we achieve that objective, the cooling
3 off period. I just wanted to note that, thank you.

4 CHAIR JAMES: For your benefit, Leo, sort of the
5 process that we are going through, and that we went through
6 yesterday was sort of the provocative let's throw something out
7 on the table in each subject area, and see if we can get a sense
8 of where the Commission is, and the sense of that.

9 And if there are any press who were not with us
10 yesterday, I would caution you not to jump to the conclusion that
11 any kind of consensus that you may detect or not detect is final.

12 We have several of our Commissioners who are not a part
13 of the report subcommittee, when it goes to the full Commission
14 it is still open, still debatable, still have the opportunity to
15 change it, it is a point of departure from which we can begin.

16 Number 2, Jim?

17 COMMISSIONER DOBSON: It is related, obviously, to
18 number 1. And I think that the way we write number 1 might
19 incorporate some of those ideas in number 2. Severe restrictions
20 and limitations should be placed on all in-house credit
21 extensions to deter problem and pathological gambling.

22 That goes back to what I said yesterday about the check
23 bank. I don't know if other casinos call it what they do at the
24 Taj Mahal, I don't know if that function that I saw there, that
25 we witnessed there, is the -- is representative of the ease with
26 which money can be obtained from a draft.

27 In fact, Bill, I would like you to elaborate on that,
28 if you would. If somebody is gambling, they run out of money,
29 you know who they are, or at least you have some kind of
30 information about their credit.

1 Do you extend 1,000 dollars, or something, some amount
2 just on signature?

3 COMMISSIONER BIBLE: We have fairly extensive
4 testimony, I believe it was in Las Vegas, I think it was from Bob
5 Fess who has done a lot of work for the industry in Las Vegas,
6 and there was a panel, I believe there was an individual from one
7 of the properties, and they talked about their granting
8 practices.

9 It sounded to me like they were much more rigorous than
10 most of the commercial banks that currently mail these credit
11 cards willy nilly. It is a fairly rigorous practice where they
12 check credit reports, they check with other casinos to determine
13 the credit-worthiness of the individual, and they are making
14 business judgements and they are not going to grant credit to an
15 individual who does not have the ability to repay that credit.

16 I think your recommendation, really, is much overly
17 broad in terms of what you are aiming at. Now, if there is some
18 suggestion that credit is being granted to those individuals who
19 have been identified as suffering from pathological gambling
20 addiction, or something of that nature, I believe it would be
21 appropriate to have some prohibitions, or some remedies
22 available.

23 I don't think you just take the entire industry and in
24 fact recommend that you take it up on the credit practice,
25 because I think the credit practices, as I indicated earlier, is
26 probably a lot tighter and more rigorous than a lot of the
27 commercial banks as they go about mailing you these credit cards
28 every week.

29 COMMISSIONER DOBSON: If that is accurate, then I
30 certainly don't have --

1 COMMISSIONER BIBLE: And I would have to take a look at
2 that testimony again. It is an area that I did not work in a
3 great deal, in my prior capacity.

4 COMMISSIONER DOBSON: That is definitely contradictory
5 to what I heard at the Taj Mahal.

6 COMMISSIONER BIBLE: Yes, and I was not with --

7 COMMISSIONER DOBSON: The individual that I talked to
8 was amazingly open about it, and indicated that the reason that
9 credit is extended so quickly is because most people take the
10 money outside and lose it, and that the casino wins in both ways.

11 I don't know, again, I don't have broad experience in
12 that regard. But if credit is that easily obtained, it is a
13 problem.

14 CHAIR JAMES: So what is your pleasure, Commissioners?

15 COMMISSIONER LEONE: It sounds to me like we want to
16 click on the one that says we need to know more, and ask staff to
17 go through this and come up with some more specific information
18 about this.

19 COMMISSIONER BIBLE: I was not with you at the Taj
20 Mahal, and I do recollect the testimony in Las Vegas, and that
21 indicated, and I may get confused between this Commission, to
22 take a look at problem gaming in the state of Nevada, but --

23 CHAIR JAMES: My suspicion is that it would not be
24 consistent throughout the industry, that you may find some that
25 do a very good job at this, and that you will find some others
26 that are very shy. That would be my suspicion.

27 COMMISSIONER WILHELM: I think you made a good point,
28 and like Bill said, it is not an area of my particular expertise,
29 but it would seem to me that you are right Bill in recalling the
30 testimony in Las Vegas.

1 It seems to me that we might consider, once we refresh
2 our memory about that testimony, saying something like those
3 kinds of practices are what is appropriate. But it has to be
4 done right, and I'm sure it does vary.

5 COMMISSIONER DOBSON: Rodrigo just handed me this
6 statement. More than 20 percent of casino revenues in Illinois
7 came from in-house credit extended by the casino. The average
8 casino player, using credit from casinos borrows more than 5,600
9 dollars per month to gamble.

10 COMMISSIONER BIBLE: That could well be, but you
11 probably look at Neiman Marcus and find out that 80 percent of
12 their transactions occur through either Neiman Marcus, or some
13 form of credit extension that is used by the individual. That
14 figure doesn't tell you anything.

15 COMMISSIONER DOBSON: But the problem with pathological
16 spending at Neiman Marcus would be lower, obviously, than what
17 occurs in a casino.

18 COMMISSIONER BIBLE: I'm not so sure. In Neiman
19 Marcus?

20 CHAIR JAMES: Why don't we do this. Why don't we put
21 that on as one of our agenda items to come up? I count this as
22 number four, to see if we can get some additional information on
23 that, and some suggested language on how we want to handle that.
24 So that one you will see again.

25 COMMISSIONER DOBSON: Items 3 and 4, again, are linked.
26 Warnings should be posted in prominent places in all gambling
27 establishments, in outlets, and warning labels should be placed
28 on all gambling devices.

29 I think in the spirit of the warning label on the
30 cigarettes, tobacco, the surgeon general's response, and so on,

1 that this is an addictive, potentially addicting behavior. And
2 there should be some statement to that effect.

3 COMMISSIONER WILHELM: Like an 800 number to call?

4 COMMISSIONER DOBSON: Yes.

5 CHAIR JAMES: Makes sense.

6 COMMISSIONER BIBLE: You are talking about two
7 different things. You are talking about some sort of a warning
8 label that says maybe, dangerous, injurious to your health to use
9 this device or something, which --

10 COMMISSIONER DOBSON: -- come there.

11 COMMISSIONER BIBLE: I have no problem with posting
12 help line information on machines and devices, and making
13 literature available throughout casino areas for people that need
14 some help, that are seeking help, that need a referral, or things
15 of that nature. I kind of like that.

16 CHAIR JAMES: Do you have any suggested language for
17 what you think it ought to be?

18 COMMISSIONER DOBSON: Here, again, I think that has to
19 be fleshed out. I would think there should be some indication
20 that gambling can be addicting, and for help you should seek the
21 assistance of the 800 number, or whatever source.

22 COMMISSIONER WILHELM: I would support something along
23 those lines. It seems to me that the comparison with cigarette
24 warnings, and I don't think you were talking literally about the
25 same words, Jim, but medically speaking, if you smoke a
26 cigarette, you are endangering yourself, period. That is to say,
27 not some people who are adversely affected by cigarettes, and
28 then most people are not. Every who smokes is adversely
29 affected, it is only a question of degree.

1 According to the various data that we have looked at,
2 there is a significant number of Americans who have gambling
3 problems, but proportionately it is dramatically less than the
4 ill effects of smoking or drinking.

5 So I would support something in that area by way of
6 saying that there is potential problems here, and here is where
7 to go for help. I think the cigarette analogy is a stretch.

8 COMMISSIONER MOORE: Couldn't we say, this game could
9 be addictive. If you have a problem call 1-800-386, blah, blah,
10 blah, or something like that. It could be addictive. When you
11 are watching you see people just sit there and pull three or four
12 machines, all day.

13 COMMISSIONER MCCARTHY: Two thoughts. The first is I
14 hope there are a number of recommendations we are going to make
15 to those who own and manage gambling facilities. I would not
16 want to convey the impression that posting a warning sign meets
17 the shared obligations of what they should have in order to try
18 to detect the problem or pathological gamblers.

19 So there will be other things forthcoming, I deeply
20 hope, because posting these signs will be a relatively easy thing
21 for these establishments to do, it is not a heavy burden.

22 And the second thing is a comment on the wording. I
23 think the last thing that Paul said really hits it. The thrust
24 of all we do, whether it is warning signs, whether it is training
25 of staff, whether it is developing a data base to try to see who
26 is having serious credit problems, who is doing obsessive
27 addictive gambling at slots, or somewhere else in the facility,
28 all of those things need to come together to help us define who
29 are the problem and the pathological gamblers, not the social
30 gamblers.

1 And the sign, the wording of the sign there for us
2 should be a statement of those things that you are asking people
3 to be a bit introspective about. Look, are you going through
4 this, are you going through this? If you are we urge you to
5 phone, and then give them the hot line numbers.

6 So not an analogy to cancer, or anything, whatever the
7 appropriate words are, but to also induce a modicum of individual
8 responsibility, as well, to get them to open up and to think
9 about this.

10 And I would urge that that is the direction which we
11 go.

12 COMMISSIONER DOBSON: I really do like that.

13 COMMISSIONER MCCARTHY: And there is only one pamphlet
14 that we received, in all of our hearings, and this was at the Las
15 Vegas hearing, that actually itemized, if you will, the DSMIV
16 criteria so that people read it they would get a sense that, wow,
17 maybe I'm one of these, maybe I have a big problem, because I
18 seem to fit these three or four kind of measurements here.

19 So I would urge that is the direction we are going.

20 CHAIR JAMES: In the interest of time let's do this.
21 Let's say, John, that there is consensus on some type of warning,
22 and we can work on the language a little bit, and maybe get some
23 suggested language that we can edit as we go through the drafting
24 process.

25 COMMISSIONER BIBLE: Well, the devil will be in the
26 details.

27 CHAIR JAMES: Well, there you go.

28 COMMISSIONER MOORE: What you are talking about only is
29 number three. You are not going to have room, there is not
30 enough room in one of those machines to put all of that, and just

1 have a little one with a red star, or something, to catch their
2 attention.

3 All you want to do right there is just to, I think,
4 just to hey, this can be habit forming.

5 CHAIR JAMES: Number 5.

6 COMMISSIONER DOBSON: Number 5, casino style gambling
7 should be confined to tourist destinations whereby individuals
8 have to make an effort to travel to gamble.

9 CHAIR JAMES: Is this in the interest of Las Vegas,
10 Nevada?

11 COMMISSIONER BIBLE: And the states have to start with
12 an N.

13 COMMISSIONER WILHELM: Or an M.

14 CHAIR JAMES: Las Vegas, New Jersey, and Mississippi.

15 COMMISSIONER DOBSON: We have talked about this before.
16 In fact, this was part of our conversation yesterday about the
17 horse racing tracks and so on, and not wanting to proliferate the
18 casino type gambling in places close to home.

19 I don't know whether there is support for this idea or
20 not, but it means a lot to me.

21 CHAIR JAMES: Talk a little bit about what that would
22 look like, and how it would be done, and who would do it.

23 COMMISSIONER DOBSON: First of all, we go back to the
24 fact that the Commission does not have the force of law behind it
25 in terms of what it recommends, so I would see this as a
26 recommendation to the states, not some kind of prohibition.

27 COMMISSIONER BIBLE: And this would apply to tribal
28 gaming also, that they have to be a tourist destination?

29 COMMISSIONER DOBSON: If I had my way it would.

30 COMMISSIONER WILHELM: Well, it should be.

1 CHAIR JAMES: John?

2 COMMISSIONER WILHELM: This is one of my favorite
3 subjects and conceptually I agree with Jim. And I think the last
4 point he makes is consistent with what I believe this report
5 should try to do, if in fact it is going to be, if the report is
6 going to have any impact.

7 I really don't think that on this subject and others
8 that the report is going to have any impact if we, you know, sort
9 of make demands about what ought to be required.

10 However, I think, consistent with something that you
11 said at the first meeting, Kay, if I remember that others have
12 said since then, if this report can provide state and local
13 decision makers with concrete information as opposed to, you
14 know, opinions by us, that would guide their decision making, I
15 think this is the perfect recommendation for that.

16 As I was trying to say yesterday I think that the facts
17 show that if you look at types of gambling establishments across
18 the spectrum, and the spectrum that is large scale destination
19 resorts that have a variety of offerings, not just gambling,
20 hotel rooms, entertainment, food and beverage, and so forth.

21 CHAIR JAMES: Shopping.

22 COMMISSIONER WILHELM: Shopping, I keep leaving that
23 out, so I appreciate your -- that shows you, see it is obvious I
24 eat a lot.

25 CHAIR JAMES: It is obvious I shop a lot.

26 COMMISSIONER WILHELM: But I think the record, the
27 facts show that those kinds of gambling establishments, since we
28 do have gambling establishments, and they are not going away,
29 tend to have greater economic benefits and fewer social costs.

1 So it seems to me that to offer this recommendation by
2 way of providing information about why that is so, as opposed to
3 this is what we have been thinking, the nine of us, or however
4 many of us are going to support this recommendation; I would
5 support it.

6 I think that that is the kind of thing we ought to put
7 throughout the report, it is not only just making pronouncements,
8 which I think are a dime a dozen, but providing information to
9 support those pronouncements, as you said in the beginning,
10 guiding state and local decision makers, I think this one is
11 perfect for that.

12 COMMISSIONER BIBLE: Well, I'm concerned, I think if
13 you -- because the applications to the Native Americans, the fact
14 is they are going to completely restrict their access to any
15 forms of gambling, because they typically do not operate
16 facilities that would be classified as tourist destinations.

17 Foxwoods, I believe, is the only one I know of that
18 actually has hotel rooms associated with the facility.

19 COMMISSIONER WILHELM: Well, but I think it is just as
20 relevant to tribal decisions. It is true that from the point of
21 view of the legal framework that tribes have a greater
22 opportunity to open gambling establishments pursuant to the
23 Indian Gaming Regulatory Act, than do private operators and many,
24 though not all, states

25 But, nevertheless, it seems to me it is just as
26 relevant to tribal decision makers to understand the facts about
27 if they are going to have gambling, which they have a legal right
28 to have, in most places, what kind of gambling works the best.

29 It is just as relevant to those kinds of decision
30 makers, in my view, as it would be to state and local

1 governmental decision makers. The tribal governmental decision
2 makers are in the same situation.

3 They could try to build a locally oriented convenience
4 gambling establishment on their reservation that would try to
5 draw from the immediate area, or they could try to build, even if
6 it is incrementally, as Foxwoods was, a true destination resort.

7 And I think more and more tribes just because of the
8 obvious facts about this, are thinking in that direction. At
9 least that is my impression.

10 COMMISSIONER BIBLE: How would you define tourist
11 destinations? Are we defining it by type of facility that it has
12 to have rooms, swimming pools, showrooms?

13 COMMISSIONER WILHELM: That is the way I use the phrase
14 destination resorts because, you know, you can have a tourist
15 destination most anywhere, theoretically. I mean, you can have a
16 tourist destination in downtown New York, which is the world's
17 greatest tourism city, you know?

18 For myself, and I'm not trying to put words in Jim's
19 mouth, these are his recommendations, for myself I would define
20 it by type of facility.

21 COMMISSIONER BIBLE: Instead of that people have to
22 travel to it in order to engage in the activity, by definition --

23 COMMISSIONER WILHELM: By definition --

24 COMMISSIONER BIBLE: -- that would be --

25 COMMISSIONER WILHELM: -- a large scale destination
26 resort, with all those kinds of operators is not going to survive
27 if it only markets locally. You can't prevent a facility from,
28 you know, you can't bar people at the door if they show up at a
29 facility, I don't think.

1 But you can -- I mean, it is perfectly obvious that a
2 resort like Foxwoods, or like MGM Grand draws from, has to by the
3 nature of its economics, draw from the widest possible area. If
4 it doesn't it will die. That is not true of a, you know, truck
5 stop with video poker.

6 COMMISSIONER BIBLE: But a truck stop, by definition,
7 is a tourist destination because they are traveling to buy gas
8 and things of that nature. I guess we need some more fleshing
9 out of the recommendation.

10 COMMISSIONER WILHELM: Kay, I would put this on the
11 list of items that staff --

12 CHAIR JAMES: You know, I think, and as I sat here
13 trying to figure out what we are after, and where we can build
14 consensus, it seems to me the distinction, yet again, between
15 convenience and destination gambling.

16 I don't want to over-simplify it, but it seems to me
17 that that is the issue here, and that there is a great deal of
18 consensus not to see slot machines in McDonalds and in gas
19 stations proliferating the country.

20 So I think, Jim, if we could look, figure out a way to
21 word it in such a way that we could draw those kinds of
22 distinctions, we could maybe build enough consensuses to say
23 something about this particular issue.

24 COMMISSIONER DOBSON: I agree.

25 CHAIR JAMES: So can we struggle with that one a little
26 bit more, and say there seems to be more of --

27 COMMISSIONER MCCARTHY: I just, while I have the utmost
28 respect for my two scholarly colleagues across the table I think
29 you need about 100 talmudic scholars to start making the
30 distinctions that might be involved here.

1 And I'm not so sure it is the business of this
2 Commission to start defining, in this sense at least, where we
3 have gambling machines, and what the nature is of the -- I'm more
4 interested in the negative outcomes that come from whatever form
5 of gambling we are dealing here, whether it is at a racetrack, or
6 whether it is convenience gambling restaurants, or whatever it
7 may be, or riverboats.

8 I don't know that we can be in the business of trying
9 to propose this kind of refinement. In the first place I would
10 like whatever we do propose to have some reasonable probability
11 of being implemented, even if it is only a 20 percent chance.

12 I have difficulty at this time, there may be rationale
13 that I haven't heard yet, but I have difficulty seeing this ever
14 translated into reality.

15 COMMISSIONER BIBLE: That is your handicapping, 20
16 percent?

17 COMMISSIONER MOORE: I think what Jim is saying, John,
18 when the powers to be at the state levels and all decide, you
19 know, that you are going to have truck stops with all this, and
20 put all this in truck stops, I believe that if they have
21 something official to look at just to remind them, and have
22 someone come before them to remind them, the National Gambling
23 Commission, someone will say, who were they? Says that it might
24 not be good to have these things scattered everywhere, that we
25 might ought to just put them all in one place, you know, and just
26 have a big parlor down in Biloxi.

27 COMMISSIONER MCCARTHY: I don't disagree with that at
28 all.

29 COMMISSIONER MOORE: I think it will have some support.

1 COMMISSIONER MCCARTHY: That is a different statement,
2 though, than what I read in number 5.

3 COMMISSIONER MOORE: Basically the same.

4 COMMISSIONER BIBLE: Number 5 sounds like a room
5 requirement, you build 50 rooms and you can have gambling.

6 COMMISSIONER DOBSON: Obviously what is behind this is
7 that there was a time, not very long ago, when gambling was legal
8 but you had to go somewhere to participate in it.

9 And there was a reason for that, there was a rationale
10 for that. That was not because we couldn't figure out how to put
11 gambling opportunities all over the country. There was a concern
12 about, I think, invading the culture the way we have in the last
13 few years.

14 And this item is designed to say that there was some
15 sense to that. Now, we can't obviously roll everything back, the
16 light has changed, you can't back up on a freeway. But it is
17 still important to have gambling somewhat limited, and that it
18 should not proliferate in neighborhoods across the country.

19 COMMISSIONER MCCARTHY: That rationale I understand,
20 and I think Jim, that calls for taking action, the rest of the
21 members of the Commission have not seen the questionnaire just
22 being sent out to ten state's governors that the three members of
23 the research subcommittee helped construct, that is a rather
24 extensive questionnaire, and it goes to the heart of what it is
25 you are articulating now, and what John Wilhelm has been raising
26 concerns about for the last 20 months.

27 That, I think, we have to attack frontally, because the
28 more dispersed, the less regulation, the more harms that can come
29 out of those. That we can get our hands around.

1 But to stress that the state of Illinois which
2 licenses, what did Mr. Belatier say, nine riverboats, that they
3 can't operate 10, they can't operate unless they each have hotels
4 or something, I think -- I don't know if we want to go there.

5 COMMISSIONER WILHELM: Listen, I agree with that, Leo.
6 That is the point I was trying to make, and I don't think that
7 there is a conceptual disagreement here, as I'm trying to listen.

8 I would agree with you that it is both futile and
9 irrelevant that we should make a pronouncement that you have to
10 have so many hotel rooms and that kind of thing.

11 But, again, from the perspective of trying to guide the
12 decision makers, Jim made reference yesterday to expanding
13 gambling activity in the bible belt.

14 Well, you know, it seems to me that it might be
15 relevant for people to have a comparison between the
16 proliferation of gambling in South Carolina, and the Gulf Coast
17 of Biloxi, which are two totally different approaches to the
18 expansion of gambling.

19 And without endorsing the expansion of gambling I do
20 think it is relevant to say, look you know, there is worse and
21 better ways to do this, because one of the things that -- I don't
22 want to list them again, we have all --

23 COMMISSIONER MCCARTHY: No problem with that.

24 CHAIR JAMES: Yes, I thought we were there about 15
25 minutes ago, that there is some consensus on this broader subject
26 of destination versus convenience, without getting into defining
27 how many hotel rooms.

28 And what I want to do, at this point, move us beyond
29 that and see if we can come up with some language, and we can
30 debate the specifics of it a little later on. But there is

1 something there that I believe there is some consensus on, on
2 this Commission, and as Bill often reminds us, the devil is in
3 the detail, we will have to see the language, and we can debate
4 it at that point.

5 Number 6?

6 COMMISSIONER DOBSON: Obviously the purpose in these
7 recommendations was not to flesh out all the implications of each
8 one. I didn't know whether anybody would support these
9 particular items.

10 Item 6, check cashing practices should be prohibited at
11 gambling operations. I think that one goes back into the
12 conversation that will be held about items 1 and 2 because it
13 concerns credit.

14 COMMISSIONER WILHELM: I agree, Jim, that it is related
15 to those earlier ones. I wanted to register a concern about this
16 one. I mean, number says debit machines will still be available,
17 which makes sense to me. A check is a debit, it is a piece of
18 paper, instead of a machine.

19 I don't know how you are going to have destination
20 resorts where people can't cash checks. I mean, this is not
21 credit, this is a person's money. So that one, it seems to me,
22 to be a little bit unrealistic from a business perspective.

23 COMMISSIONER BIBLE: A little bit unrealistic?

24 CHAIR JAMES: We are trying to be diplomatic.

25 COMMISSIONER BIBLE: This one is just way, way overly
26 broad.

27 COMMISSIONER DOBSON: What motivated it, what we are
28 aiming at, are those casinos which encourage people to come there
29 to cash their paychecks. That is a marketing technique to get

1 people there with cash in their hands, and they very well may
2 lose it before they get home with it.

3 COMMISSIONER BIBLE: Well, it is their money. You
4 know, we get back into individual responsibility that we talked
5 about a little bit yesterday. It seems to me it is just so
6 overly protective, you just don't allow people in a legal
7 business to transact business with their money, to cash a check.

8 CHAIR JAMES: Does this fit, somehow, into some of the
9 advertising practices that we were talking about? If you are
10 looking at people that are being targeted in order to -- I mean,
11 is that a better place for this instead of here?

12 COMMISSIONER DOBSON: It might be.

13 COMMISSIONER MOORE: Only personal checks cashed, no
14 payroll.

15 CHAIR JAMES: Discussing, any thoughts on that?

16 COMMISSIONER BIBLE: You just write a personal check
17 and deposit the payroll check, and do the same transaction in a
18 two step process.

19 COMMISSIONER DOBSON: Maybe I'm influenced here by my
20 own family where the circumstances are different, but my wife's
21 father was an alcohol, and every Friday night he would go
22 straight to the bar and cash his check, and came home with
23 nothing. That is what this item is addressing.

24 CHAIR JAMES: Well, let's see how we can -- I hear
25 Bill objecting, I hear --

26 COMMISSIONER MOORE: I don't believe that you can put
27 in this without -- I don't think that you can prohibit all of
28 check cashing, but I support no payroll checks, or third party
29 checks, or however you want to state IT. But personal checks I
30 expect people to be cashing them, if they want to cash them.

1 For instance, you are traveling home, and he stops at
2 one of the casinos. Of course, he may be stopping there as a
3 convenience, because they have a lot of check cashing facilities,
4 I'm sure, and you are lined up with 10 or 12,000 people are
5 trying to get their checks cashed on Friday afternoon, there is a
6 line everywhere you go, mostly.

7 But I expect some of those; they lose most of it.

8 CHAIR JAMES: Let's see if when we come back we can
9 have something that we can work on, and have it on this. I think
10 the sentiment that is behind that is fairly clear. I can see
11 where that breaks out.

12 COMMISSIONER DOBSON: Okay. And finally number 7,
13 casino marketing mailings to preferred customers should be
14 required to include a printed copy detailing that customer's
15 gambling activities over a certain number of months.

16 This was a suggestion that was made by Dr. John Eaves,
17 in New Orleans. Dr. Eaves was a counselor who became addicted,
18 himself. And he made some recommendations to us for what he
19 thought would have been helpful in his own family, and in his own
20 practice, and this was one of his suggestions.

21 CHAIR JAMES: Comments?

22 COMMISSIONER WILHELM: I don't know this end of the
23 business very well, but I'm a little puzzled about what it is we
24 would be asking the casinos to report.

25 For example, if I go to a casino with 50 bucks, and I
26 put in 50, and win rate is 98 percent, so I get back out 48 or
27 49, and I do that for several hours, and I wind up with zero, or
28 with 20 bucks, or with 300 bucks, what number is it that we are
29 asking them to report?

1 Because in terms of the number of dollars that went
2 into that machine it would probably be, I don't know, it would be
3 several hundred.

4 So I'm a little confused about what actually it is we
5 are asking the casino to report with respect to this
6 recommendation.

7 COMMISSIONER BIBLE: It would seem to me that the thing
8 would work in reverse of what you intend, that if you have like a
9 frequent players club, activating a gaming device with a card for
10 a frequent flyer mileage program, you are going to get casino
11 marketing, under this requirement, that says you only have to
12 wager 500 more dollars in order to get that free trip to Hawaii.

13 COMMISSIONER DOBSON: The definition of preferred
14 customers, obviously that was not our intent, is to make a
15 suggestion of the amount of money that people gamble.

16 The casino itself, the casinos in their marketing
17 techniques have some identification for who is a preferred
18 customer.

19 COMMISSIONER BIBLE: And typically those sort of
20 activities generate complimentaries, whether it be food, whether
21 it be room, whether it be beverages.

22 And so under this recommendation a lot of casinos would
23 probably change their promotional practices to make them look
24 more like airlines, the more you play the more you are going to
25 get. And so they would take your particular recommendation and
26 turn it around, and your mailing would say, over the last X
27 months you have wagered 10,000 dollars in our casino, another
28 2,000 dollars, and we are going to put you up free for a month.

29 COMMISSIONER DOBSON: Would you expect -- we will never
30 know this, Bill, but would you expect the rate of problem of

1 pathological gambling to be much greater in that list of
2 so-called preferred customer list?

3 COMMISSIONER BIBLE: Well, I think our sampling at
4 least if you can place any reliability in the patron interview,
5 it indicated that there is a richer sample of pathological
6 gamblers within the gambling environment, whether it be a casino,
7 or a racetrack, or whatever.

8 CHAIR JAMES: Jim, let's try to figure out what you are
9 after here, and figure out maybe a better way to do it.

10 COMMISSIONER LEONE: Can I make a suggestion? I think
11 if the NORC survey is accurate, it suggests that people are
12 delusional about how they do in the lottery. That is -- is that
13 the right interpretation of that part of it?

14 But it is plausible to me that people lose track of how
15 they are doing.

16 COMMISSIONER DOBSON: Delusional what?

17 COMMISSIONER LEONE: When they think they win overall
18 as a group, remember?

19 COMMISSIONER WILHELM: Delusional in the wrong
20 direction. That is to say they think they do much worse than
21 they do, according to the NORC survey, in the lottery. There is
22 all that funny math going back and forth between Cook &
23 Clotfelter, and NORC, but on the questions -- maybe I'm
24 remembering this wrong, but on the questions about what are the
25 odds.

26 COMMISSIONER LEONE: No, I'm not talking about that.
27 It may be a coincidence, but they almost precisely hit on the dot
28 the amount they bet. That was the testimony before us. And it
29 may be an inaccurate snapshot in one survey, but they think they

1 come out, I think the number was 2 million dollars ahead, in the
2 bottom line.

3 We can check whether my recollection is right, or
4 yours, John. But my point is different, which is I think what
5 Jim is trying to get at, is the notion that perhaps more
6 education and more information about how people are doing would
7 affect their behavior.

8 And maybe one of the reasons people slip into a hole
9 from gambling is that they kid themselves, or lie to themselves.
10 I'm more worried about them lying to themselves than to their
11 spouses about how they are doing, until they are already in
12 pretty deep.

13 And I think it is a good idea to try to think of ways
14 to do this. I don't know about how to do it, whether this is the
15 right way. But I think the whole point of the Commission has got
16 to be that we believe the more education and more information
17 might lead to some better decisions in the future than the ones
18 we have had in the past.

19 If that turns out not to be the case, that is
20 democracy. But I think the motivation here, and maybe we just
21 have to be more creative in thinking of some mechanisms for
22 making it clear to people

23 COMMISSIONER BIBLE: No, I understand the motivation,
24 but I think that the way you have it structured is that it gets
25 completely spun the other way.

26 CHAIR JAMES: But what we could do is to take the
27 motivation and see if together, creatively, we could come up with
28 some way to get at that, because I think that is a concern to
29 every member of this Commission.

1 COMMISSIONER DOBSON: I think, Richard, I'm concerned
2 about a person lying to their spouse too. We have had testimony
3 on that, and the people don't have any idea of what their husband
4 or wife are out there doing.

5 COMMISSIONER LEONE: I was just trying to be --

6 COMMISSIONER DOBSON: You are trying to be nice.

7 COMMISSIONER WILHELM: Two of them, because Terry said
8 he doesn't tell the truth about his feed bills, either. This is
9 a subject Terry might be helpful on, because he knows more about
10 the mechanics of how this stuff works, probably, than the rest of
11 us.

12 CHAIR JAMES: Right.

13 COMMISSIONER MCCARTHY: Jim, the heart of what you are
14 talking about is you want them to know their losses in recent
15 months?

16 COMMISSIONER MOORE: What he wants is, what little I
17 know about this, and it is very little, but we all know that
18 casinos have a preferred customer list.

19 I have a doctor friend, he is a preferred customer, and
20 anywhere that he goes in Las Vegas, at the Silver Star Casino, or
21 whatever it might be, he is Mr. Trippett, or Dr. Trippett. And
22 if he wants to go in the best restaurant, he can go in the best
23 restaurant and eat. He doesn't pay for his hotel room if he
24 wants to stay overnight.

25 All these people have a credit line established. I
26 don't think that if I go up to a table and want to borrow 100
27 dollars, or 1,000 dollars, I couldn't go back and get an IOU for
28 1,000 dollars. I don't believe it is that easy to get 1,000, or
29 2,000, or 5,000 dollars. I may be wrong.

1 You have to establish your credit line beforehand. And
2 these people that are regular preferred customers have done that.
3 If they belong to a slot club, they keep a record of how much
4 these people spend, they don't pay your way on an airplane to Las
5 Vegas if you only lost 200 dollars.

6 CHAIR JAMES: How much do you have to lose?

7 COMMISSIONER MOORE: Well, they have the criteria set
8 up. And so they have a card that he is talking about, they have
9 a list just like when you get your monthly credit card bill.
10 They have all that, and how much you have done.

11 And I guess that he wants them to send a copy of that
12 bill along with -- they know it. And so this is your activity at
13 such and such a casino for the month of July. That is what I
14 think it is.

15 COMMISSIONER MCCARTHY: I understood Jim to be talking
16 about preferred customers in a different class. I understand the
17 one you are talking about, and there is a definitely a list of
18 preferred customers who have the wealth to get lines of credit,
19 and so on.

20 The preferred customers that I think we have been
21 talking about, certainly in the questionnaires, the casino
22 questionnaire that we sent out and so on, are those who
23 demonstrate to the house that they are betting a lot of money.
24 If they go to a slot machine that records the amount of money
25 they are betting, they will get the attention of a member of the
26 casinos host committee.

27 They are then invited to join the slot club, or
28 whatever the club is named, they are then tracked and invited to
29 possibly receive prizes, benefits, trips, whatever. It is that

1 group that I think maybe Jim had in mind in describing them as
2 preferred customers here.

3 So the question is, and a lot of them are not -- they
4 are not wealthy, in the main. They may just be making it, or
5 they may well be spending themselves and their families into
6 bankruptcy.

7 So the question is whether those people should get
8 something from the company that says you have lost 6,000 dollars
9 playing slot machines for the last quarter, or the last two
10 quarters.

11 COMMISSIONER DOBSON: Right.

12 COMMISSIONER MOORE: Any member that gets that
13 performance review should be -- and I would be for sending that
14 with that. You have spent so much money.

15 COMMISSIONER MCCARTHY: That goes to the whole issue,
16 Madam Chair and Members, of what the resources subcommittee was
17 attempting to do in fashioning the casino questionnaire questions
18 in that section 9 about problem in pathological gambling,
19 responsible procedures and practices with gambling facilities,
20 not just casinos, gambling facilities, wherever it is feasible,
21 will they develop a data base to track players that don't have a
22 lot of wealth.

23 I mean, the ones that fly over from some distant place
24 and drop a million dollars, and they have twenty million more at
25 home, we aren't spending our time on those folks.

26 We are talking about those that go into bankruptcy and
27 impoverish their families. There are several things that a data
28 base could reveal. And I think this is on the right track, and
29 it is worth considering.

30 COMMISSIONER BIBLE: Do we have that material?

1 COMMISSIONER MCCARTHY: No, we are supposed to have it
2 in a couple of days.

3 COMMISSIONER LEONE: You know, the objection to what
4 I'm about to propose, or suggest, because I was thinking about
5 this, it won't deal with things like lotteries, or people who go
6 to a lot of different locations.

7 But where there is a data base, where there is
8 information assembled, we do have other areas of activity where
9 we have laws on the books requiring people in business to let the
10 public known what it is really costing them, what the actual
11 interest is, what the fees are, these are things that are fought
12 over tenaciously by the industries affected, they try to keep
13 this language opaque and obscure, and stuff will be said as fast
14 as possible, or print down in the page.

15 But you do try to notify people what it is costing. I
16 don't think it is impossible to imagine a piece of legislation
17 that required notice when certain thresholds of losses were
18 reached periodically within certain defined time periods for
19 customers being mailed to them. It is automatically printed up
20 by the program, by an institution that had some customers who
21 exceeded this.

22 Obviously losing 1,000 dollars wouldn't mean much to
23 members of Kay's party, but for many members of my party, a
24 notice that they lost 1,000 dollars might be a slap in the face
25 about how much it was costing them to gamble, just to take a
26 number at random.

27 But I think with a little imagination we might come up
28 with an idea like that. I mean, I know that there is great
29 struggles about language about fees and costs, and other things
30 in other businesses.

1 What is interesting to me, I just can't resist saying
2 this, is that in the areas where the most sophisticated people
3 function, big investors in the kinds of funds that aren't open to
4 the public, the managers are required to provide amazingly
5 detailed information about the fees, and overrides, and what have
6 you.

7 That is much less true in ordinary commerce. As I
8 said, I know there will be objections, it is expensive, it
9 doesn't capture everybody, but it is not inconceivable to me that
10 it could be done.

11 And I really don't think, once the system was in place
12 to capture regular customers, it would be an enormous burden. So
13 it is something, a piece of legislation somebody somewhere might
14 consider.

15 I mean, we can take the position that nobody nowhere
16 any more is going to consider anything that makes it tougher to
17 gamble. But if we don't take that position -- Jim is on the
18 right track. I think there is something here, I don't have a
19 specific idea to --

20 COMMISSIONER WILHELM: You know, Richard, you have a
21 great faith in those kinds of things. I must tell you, I have no
22 faith in those kinds of things. I mean, I bet you there is not a
23 single person in this room who can tell you what they are really
24 paying on their credit card, not one.

25 By the time they -- and this is just the fine print at
26 the bottom. By the time they roll up annual percentage rates,
27 introductory rates, and late charges, and grace periods, and when
28 does the interest start, and all that other stuff, I will tell
29 you, I have no idea.

1 COMMISSIONER LEONE: You know, the American people are
2 slow to focus on things, and slow to anger. But when they do,
3 whether it is a scandal in the United Way, or a company that has
4 been ripping off lots of the public, we get very quick responses
5 in our system, and it is remarkably responsive. Congress will
6 pass a law about how many days you get to stay in the hospital if
7 you have a baby, or some state legislature will get very specific
8 about the rules for some other quite narrow activity in the
9 private sector, because public outrage drives it.

10 On any given day you are absolutely right. But what
11 makes democracy and capitalism work is from time to time people
12 do come to understand what it is costing them, or what is
13 happening to them, and they change things.

14 COMMISSIONER WILHELM: Listen, I completely agree
15 with you, I have tremendous faith in the American people, I think
16 the American people do ultimately put a stop to stuff, or at
17 least do their dead level best to put a stop to stuff that is
18 unfair and destructive.

19 But I do not believe that those kinds of, I actually
20 think those kinds of laws are usually attempts to manage and
21 siphon off and control that kind of anger.

22 I mean, you are quite right, people pass laws, people
23 pass credit card disclosure laws, and the fact is nobody can
24 figure it out. You said, a while ago, quite some time ago, and
25 if I'm misremembering this statement, please correct me.

26 You said a long time ago that no ordinary person ever
27 makes any money in the commodities market.

28 COMMISSIONER LEONE: I didn't say that, I said 85
29 percent of them lose. One of the consequences is that the
30 winners win a lot.

1 COMMISSIONER WILHELM: Okay, but I would hazard a guess
2 that the 85 percent don't know that, that -- I would hazard a
3 guess that the average investor, an individual person who invests
4 in the commodities market doesn't know that 85 percent --

5 COMMISSIONER LEONE: Actually the commodities market is
6 a very particularly ruthless form of gambling, and therefore very
7 effective at shaking people out. Most people, after a year or
8 two, hit some really big losses and quit. There is a lot of
9 turnover, other than the professionals.

10 CHAIR JAMES: Hillary did real well.

11 COMMISSIONER LEONE: Then she hit some big losses and
12 quit. As a matter of fact, her behavior was characteristic of
13 the small --

14 COMMISSIONER WILHELM: I give you another one, phone
15 bills. There is no consumer in America who understands his or
16 her phone bill. And we have all these rules about -- I'm not
17 trying to be facetious here.

18 My point is this. I agree with Jim's objective, but I
19 think that if we say let's pass the law, and people are going to
20 know about this, I think we are kidding ourselves. That is my
21 only point. I'm not disagreeing with the objective.

22 CHAIR JAMES: Having said that, and looking at our full
23 agenda for today, and realizing that we are having some of the
24 most interesting and provocative discussion we have ever had, I
25 need to move us forward.

26 I think that there is some consensus behind the spirit
27 of what Jim is trying to say here, what Jim is saying here. What
28 we need to do, and direct our staff to do, is to try to figure
29 out how to get at that, how to get at that and come up with --

1 COMMISSIONER LEONE: I think there is a fundamental
2 difference which was present in the conversations yesterday, and
3 is present today. And I don't want to provoke people too much,
4 but we started with an industry that was an exception, which
5 under very limited circumstances would be permitted. Now it is
6 no longer quite so exceptional.

7 It is easy today, therefore, to say -- and the public
8 sort of dumb, or not up to date, but resistance is -- these
9 pitiful measures that people like Jim, they throw up can't do any
10 good, because it is steamroller, it is everywhere, let's throw in
11 the towel.

12 I don't want to make a speech, but I think that that is
13 -- we have to come some fundamental conclusion about whether we
14 think it is worth making recommendations that are long shots, may
15 not affect the way legislators, governors, congressmen,
16 individual gamblers, the industry, other people behave.

17 And I'm not blind to what is happening, and neither is
18 Jim Dobson. What is happening has the characteristics of a
19 steamroller, and I'm not suggesting that we throw the report
20 under the wheel and no one will ever be able to read it.

21 But I do think that theme keeps emerging and
22 re-emerging. And the question is, are we going to try to be
23 aggressive in the report, and imaginative, in thinking of ways
24 that we might force people to focus more on all the consequences,
25 deal with the consequences, slow up some of the things, even from
26 the behavior of an individual bettor in a casino, to the behavior
27 of a state deciding to add a new game this week, or to join
28 Powerball because our revenues are falling off, or to relax.

29 That is a fundamental for this report, we are going to
30 go one way or the other on that one.

1 CHAIR JAMES: Dick, you may have -- that is the very
2 issue I was struggling with yesterday when I came up with the --
3 because we had heard more than one time, due to the pervasiveness
4 of the expansion of gambling in America, that it just didn't pass
5 the straight face test, or it wasn't realistic to assume that
6 this Commission would come out with some recommendations that,
7 you know, just didn't even have any chance.

8 But I think it is appropriate for this Commission, in
9 the strongest possible language, to express concerns where they
10 exist, even in the face of that tremendous expansion, and about
11 some of the economic and social impacts.

12 So I am not prepared to lie down and let the
13 steamroller roll over. And I think that one of the important
14 functions that this Commission can serve is to throw up, not the
15 red flag, but perhaps the yellow flag and say there are some
16 cautionary things here, there are some things that -- that is why
17 I use the word that concern us greatly.

18 And we may not be prepared to recommend a regulation,
19 we may not be prepared to recommend a law, but we do want to say
20 to those policy makers, at the federal, state, and local level,
21 that this Commission is concerned in these areas.

22 Now, there may be areas where we are willing to make
23 recommendations, we are willing to show findings, and then there
24 is areas where we are very concerned about what we see.

25 COMMISSIONER DOBSON: And not just the policy makers,
26 but to the American people.

27 CHAIR JAMES: Absolutely.

28 COMMISSIONER DOBSON: Somebody asked me the other day
29 what I hope came out of this, and will come out of this
30 Commission. And I said I can't speak for the other

1 Commissioners, but from my perspective, the most important thing
2 we can do is make a statement about our concerns about certain
3 aspects of this activity, and to begin to teach the American
4 public what we have heard and what we have seen.

5 CHAIR JAMES: John?

6 COMMISSIONER WILHELM: I agree with what Jim just said.
7 I have a great deal of faith in the people. Somebody told me a
8 long time ago that people individually, everyone of us says all
9 kinds of stupid and self-destructive, short-sighted things. But
10 collectively, over time, people do the right thing. And I
11 believe that, if they have the information and the facts.

12 And so I believe that the genuine concerns that I think
13 every member of this Commission has about, for example,
14 pathological gambling, or any of these other issues that are part
15 of this are best addressed by giving people the facts.

16 I don't mean by that that we can't make some
17 recommendations, but my own view is that if we -- if the thrust
18 of our activity here is proposing a bunch of laws that A,
19 probably won't pass, and B if they do pass it, and B is more
20 important to me than A, if they do pass probably will have no
21 effect on anything, as I was arguing a moment ago in credit card
22 disclosure laws.

23 I think if that is the thrust of this report then we
24 are really wasting our time. I don't mean by that that we can't
25 make recommendations about different things. But I think what
26 would be far more compelling is to use the Commission's final
27 report as a forceful, and I don't equate educational with wimpy,
28 a forceful educational tool for governmental decision makers,
29 state, local, tribal, to the extent that it is relevant to
30 federal, and for people.

1 And to me that would be extremely useful. Now, we have
2 already conceded that there is a lot that is not known, and so
3 our report also has to forcefully urge the further research that
4 is necessary.

5 But I really hope that we don't wander off into
6 irrelevancy by proposing things that A, are not going to pass, or
7 B, if they do -- and again, B is more important than A, if they
8 do pass, aren't going to have any actual effect.

9 I hope that we can forcefully put the facts before the
10 people.

11 CHAIR JAMES: Let me suggest this, because Richard has
12 gotten off of the overview, and the back row issues here, which
13 is important to do, and where we are going, Jim, with the thrust
14 of this.

15 But I am -- and that is, I think from a procedural
16 standpoint, as we look at, and argue, and debate, and that is a
17 good thing, among ourselves about the overall tone and thrust,
18 and where we go with this, let's delay them a little bit for our
19 April meeting, and I still want to get us through this process of
20 working through the particular issues.

21 Jim, I think we have worked through all of what is on
22 here, and my suggestion is going to be that we take a five minute
23 break, come back together at 10:15, and continue going through
24 these particular issues.

25 COMMISSIONER DOBSON: I would like to thank everybody
26 for taking the time to consider this.